



**The relief described hereinbelow is SO ORDERED.**

Signed November 11, 2021.

Ronald B. King  
Ronald B. King  
United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**IN RE:** §  
KRISJENN RANCH, LLC, §  
DEBTOR. §  
§  
§  
§  
§  
CASE NO. 20-50805-RBK  
CHAPTER 11  
JOINTLY ADMINISTERED

**ORDER REQUIRING MEDIATION AND APPOINTING MEDIATOR**

The Debtors and certain parties in interest have agreed to mediate their disputes. The parties have agreed that the Court should appoint the Honorable Craig A. Gargotta, Chief Bankruptcy Judge, as mediator. The Court finds that the following order should be entered.

**IT IS THEREFORE ORDERED AND NOTICE IS HEREBY GIVEN AS FOLLOWS:**

1. The parties shall attend and participate in a mediation of their disputes before an independent mediator. The Honorable Craig A. Gargotta, Chief Bankruptcy Judge, is hereby appointed as independent mediator.
2. The mediation shall be conducted at a time and location agreed upon by the parties and the mediator. The mediation may cover any disputes between the parties that the parties mutually agree should be mediated.

3. Each of the parties shall have present at the mediation someone with authority to resolve the disputes. Each of the parties shall be represented by counsel at the mediation. The parties shall provide the mediator with such information (including mediation statements) as requested by the mediator and shall cooperate with the mediator.
4. Except as otherwise provided herein, a communication relating to the subject matter of any case under Title 11, contested matter, or adversary proceeding made by a participant in an alternative dispute resolution procedure, whether before or after the institution of formal judicial proceedings, is confidential, is not subject to disclosure, and may not be used as evidence against the participant in any judicial or administrative proceeding.
  - a. Any record made at an alternative dispute resolution procedure is confidential, and the participants or the third-party neutral(s) facilitating the procedure may not testify, or be required to testify, in any proceedings relating to or arising out of the matter in dispute or be subject to process requiring the disclosure of confidential information or data relating to or arising out of the matter in dispute.
  - b. An oral communication or written material used in or made a part of an alternative dispute resolution procedure is only admissible or discoverable if it is admissible or discoverable independent of the procedure.
  - c. If this section conflicts with other legal requirements for disclosure of communications or materials, the issue of confidentiality may be presented to any Court having jurisdiction of the proceedings to determine, in camera, whether the facts, circumstances, and context of the communications or materials are subject to disclosure.

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